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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

13 UNITED FARM WORKERS,) Case No. C 07-03950 JF
14 AFL-CIO, et al.,)
15 Plaintiffs,) STIPULATED MOTION
16 v.) TO REVISE JOINT CASE
17) MANAGEMENT STATEMENT
18)
19)
20 ADMINISTRATOR,)
21 UNITED STATES)
22 ENVIRONMENTAL)
23 PROTECTION AGENCY,)
24 Defendant.)
25 _____)

23 Pursuant to Local Rule 7-12, the parties stipulate to the following revisions to the
24 deadlines governing submission of the Index to the Administrative Record and dispositive
25 motions in section I of the Supplement to the Joint Case Management Statement that was
26 filed on March on March 19, 2008, and approved by the Court at the case management
27 conference held Friday, March 21, 2008. The deadlines in the Supplement to the Joint
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NO. C-07-03950 JF
STIPULATED MOTION TO REVISE JOINT CASE MANAGEMENT STATEMENT

1 Case Management Statement were the first deadlines for submission of the record index
2 and dispositive motions entered by the Court and there have been no previous extensions
3 of those deadlines.

4 As described in the Supplement to the Joint Case Management Statement,
5 plaintiffs and defendant have been discussing a settlement of this case. Plaintiffs and
6 defendant continue to be hopeful that a settlement can be reached. Intervenors have not
7 been party to those discussions, and join this stipulation without prejudice to their pending
8 Motion to Dismiss.

9 While plaintiffs and defendant have had discussions concerning the administrative
10 record, and defendant has produced a draft index to plaintiffs, the effort of plaintiffs and
11 defendant has been on settlement and they have not yet agreed upon the excerpts of record
12 to be submitted to the Court. Accordingly, to allow plaintiffs and defendants to continue
13 to focus their efforts on settlement, an extension of the deadlines in the Supplement to the
14 Joint Case Management Statement is appropriate. Furthermore, the Court indicated at the
15 May 9 hearing on intervenor's motion to dismiss that it intends to grant plaintiffs' motion
16 regarding the administrative record, which is likely to require supplementation of the
17 record and a further extension of the deadlines for submission of the administrative record
18 and for dispositive motions. Thus, this extension is not likely to delay ultimate resolution
19 of this case.

20 Accordingly, the parties stipulate to the following revised deadlines:

21 July 14, 2008 EPA will file with the Court and serve on the other parties a
22 certified index to the administrative records and the
23 agreed-upon excerpts of the records.

1 September 15, 2008 Plaintiffs' Motion for Summary Judgment due

2 November 14, 2008 Defendant's and Intervenor's Oppositions and
3 Cross-Motions due

4 December 12, 2008 Plaintiffs' Reply and Opposition due.

5 Respectfully submitted this 15th day of May, 2008.

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1 PURSUANT TO STIPULATION, IT IS SO ORDERED
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6 Honorable Jeremy Fogel
7 United States District Judge
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